

JOURNAL OF THE HOUSE.

Tuesday, May 27, 2008.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God of Hope and Truth, we turn our thoughts and attention to You at the beginning of this new legislative workweek. We pray for Your assistance in our struggle to serve You and constituents in a thoughtful, faithful and honorable manner. In addressing the current needs of people and society, teach us to be mindful of the vision, successes and the accomplishments of our elected predecessors who served this nation and Commonwealth wisely. Help us to recognize and to build on the goodwill, the good intentions and good deeds of all who seek to promote the common good. May the spirit, creativity and dedication of our founders remain in our heart and minds.

Prayer.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2008 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4786) was filed in the office of the Clerk on Friday, May 23.

Supplemental
appropriations.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Appointments to a Special Commission.

The Speaker announced the appointment of Representatives Costello of Newburyport (as the Co-Chairperson), Khan of Newton and Richardson of Framingham to the special commission established (under Section 87 of Chapter 61 of the Acts of 2007) to study the existing level of services offered by the Department of Correction, county jails and houses of correction.

Jails, etc.,
services.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Ms. Grant of Beverly) congratulating Jon Kimbell on the occasion of his retirement as artistic director and executive producer of the North Shore Music Theatre;

Jon
Kimbell.

Martin
Fay.

Resolutions (filed by Mr. Sannicandro of Ashland) congratulating Martin Fay on the occasion of his retirement;

Judith A.
Brown.

Resolutions (filed by Mr. Smola of Palmer) honoring Judith A. Brown;

Mary Beth
Eagan.

Resolutions (filed by Mr. Smola of Palmer) honoring Mary Beth Eagan;

Donna
Stefanile.

Resolutions (filed by Ms. Stanley of West Newbury) congratulating Donna Stefanile on the occasion of her retirement from the town of Newbury;

Wayne R.
Newton.

Resolutions (filed by Mr. Rice of Gardner) congratulating Wayne R. Newton on the occasion of his retirement; and

Peter
Tileston.

Resolutions (filed by Mr. Ross of Wrentham) honoring Peter Tileston for his dedication, service and commitment to the King Philip community;

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Spellane of Worcester, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

Outdoor
wood boilers,
regulations.

A communication from the Commissioner of the Department of Environmental Protection relative to proposed new air quality regulations to regulate the emissions from outdoor hydronic heaters, commonly know as “outdoor wood boilers”, was placed on file.

Reports of Committees.

Internet
sales.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to internet sales (printed as Senate, No. 258),—and recommending that the same be referred to the committee on Financial Services. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the reference.

Initiative
petitions.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration

Of the Bill further regulating initiative and referendum petitions (House, No. 712) (with an amendment House, No. 4702 pending);

Children,
well-being.

Of the Bill to assess the impact of the public welfare system on the health and well being of children (House, No. 118, changed); and

Speech
pathologists.

Of the Bill relative to speech language pathologists (House, No. 2110);

And recommending that the same severally be referred to the committee on Ways and Means.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration Of the Bill to ensure secure voting equipment (House, No. 670); and

Voting
equipment.

Of the Bill relative to independent voters (House, No. 682, changed);

Independent
voters.

And recommending that the same severally be recommitted to the committee on Election Laws.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mrs. Haddad of Somerset, for the committee on Education, on House, Nos. 397, 415 and 466, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning education development (House, No. 4787).

Education,
study.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, on House, Nos. 618, 1093, 2150, 4691 and 4693, an Order relative to authorizing the committee on Health Care Financing to make an investigation and study of certain House documents concerning nursing home care (House, No. 4788).

Home care,
study.

By Mr. Costello of Newburyport, for the committee on Public Safety and Homeland Security, on House, No. 2237, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of a certain House document, numbered 2237, concerning health services and environmental conditions at MCI Framingham (House, No. 4789).

MCI
Framingham

Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported, in each instance, asking to be discharged from further consideration of said orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

House bills

Relative to the annual report of public charities (House, No. 274);

Charities.

Relative to absentee ballots (House, No. 681, changed);

Absentee ballots.

Promoting traditions and diversity of all citizens of the Commonwealth (House, No. 3398);

Schools,
courses.

Establishing local tourism trust funds (House, No. 3407);

Tourism funds.

To stimulate investment in local tourism (House, No. 3409);

Local tourism.

Authorizing the Massachusetts Bay Transportation Authority to enter into agreements to enable extension of commuter rail passenger services to Nashua, New Hampshire (House, No. 3674);

Nashua, N.H.,
commuter
rail.

Authorizing the town of Bellingham to establish certain revolving funds (House, No. 4173) [Local Approval Received];

Bellingham.

Hull.	Relative to the retirement and health benefits of certain elected officials of the town of Hull (House, No. 4218) [Local Approval Received];
Stoneham.	Relative to the form of government in Stoneham (House, No. 4246) [Local Approval Received];
Concord.	Authorizing the town of Concord to establish a post retirement group health insurance trust fund (House, No. 4421) [Local Approval Received];
Bridgewater.	Relative to the board of library trustees of the town of Bridgewater (House, No. 4531) [Local Approval Received];
Concord.	Relative to the historic districts commission of the town of Concord (House, No. 4542, changed) [Local Approval Received];
Sex offenders.	Relative to voting by sex offenders (House, No. 4546, changed);
Revere.	Relative to the terms of certain bonds of the city of Revere to be issued to finance the construction of the city of Revere new police headquarters and east fire station (House, No. 4555) [Local Approval Received];
Great Barrington.	Validating the actions taken at a certain election held in the town of Great Barrington (printed in House, No. 4673); and
Saugus.	Designating a certain bridge in the town of Saugus (House, No. 4926);
	Severally placed in the Orders of the Day for the next sitting for a second reading.
David Catanzaro, sick leave.	By Mr. O'Flaherty of Chelsea, for the committee on Judiciary, on a petition, a Bill establishing a sick leave bank for David Catanzaro, an employee of the Trial Court (House, No. 4771).
Judith Sargent, sick leave.	By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for an employee of the Department of Public Health (House, No. 4742).
	Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
	Mr. Donato of Medford, for said committee, reported that the matters be scheduled for consideration by the House; and, under said rule, they were placed in the Orders of the Day for the next sitting for a second reading.
Thanksgiving Day, retail stores.	By Mr. Walsh of Lynn, for the committee on Community Development and Small Business, ought NOT to pass, on the petition (accompanied by bill, House, No. 180) of Michael J. Rodrigues allowing retail stores and shops to open on Thanksgiving Day. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.
	Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question, being on acceptance.
	<i>Engrossed Bills.</i>
Bill re-enacted.	The engrossed Bill establishing the North Carver Water District (see Senate, No. 2308, amended) (which originated in the Senate) (which had been returned by His Excellency the Governor with rec-

ommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Engrossed bills

Exempting Timothy R. Grabarz and Thomas E. Cady from the maximum age requirement for appointment as a police officer in the town of Raynham (see Senate, No. 1621); and Bills enacted.

Further regulating the group insurance program of the town of Boxborough (see Senate, No. 2297);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M. Next sitting.

At twenty-four minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.